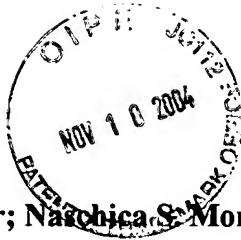


Spalding, Kermit Roger
NO. 10/642,495

Art unit 3632 Examiner; Nathaniel S. Morrison



11.02.2004

TFW

I have complied with your request for the corrections in specification errors.

With reference to claim 1 rejected under 35 U.S.C. 102B patent 4,078,815 to Vetter. While Mr. Vetter discloses a swing arm (92), Mr. Vetter does not mention anywhere at 38 in fig 1 generally or at all that he can retrofit a motorcycle wheel to a side car chassis with an existing swing arm chassis design that utilizes a 13-inch diameter or less trailer or automotive lug type wheel. This is my claim, and you appear to be paraphrasing it. I am sure you get exhausted wading through the reams of paper that applicants send for your perusal. I know I would.

Mr. Vetter has a patent on a side car frame that was never produced (25 +years). Mr. Vetter was in fact the first side car builder to explore a side car utilizing a swing arm chassis frame. Mr. Vetter produced one model only and it was called the Vetter Terraplane in 1975, and if you research it on the net you will see that it sports a rigid chassis frame just like Harley Davidson or BMW and not a low clearance swing arm chassis. Mr. Vetter is most famous for his motorcycle fairing designs. I noticed that Mr. Vetter's patent 4,078,815 spells side car sidecar as well.

I appreciate your advice about legal counsel, however if I spent all my capital on legal retention, I would never have been able to produce the Spalding Side Car and pay income tax to support all the wonderful services the government has to offer.

Again, my claim is not that I have invented the swing arm. That was accomplished many years ago for the auto industry. The claim is: The Chelsea Swing Arm System Assembly is a system assembly that allows for the fitment of a motorcycle front wheel to be retrofitted to any motorcycle side car chassis or frame with an existing swing arm chassis design that currently utilizes a 13-inch diameter or less trailer or automotive lug type wheel.

In conclusion, I would like to point out that my family has a rich history with reference to inventions and producing some of the many sporting goods for over 130 years in Chicopee Mass. The Spalding's including myself tend not to be formally educated as a rule, and if you research some of the patents, you will find that we have not always retained legal counsel.

Respectfully,



K. Roger Spalding

Llsk/copy file